State of Iowa

...or by his attorney-in-fact, as shown by the records, and recorded and entered on the records thereof on the 17th day of March, 1944.

COMPARED

H. C. Fosher #1015 Pearl E. Shetterly Recorder

Filed for record the 17 day of March A.D. 1944 at 10:03 o'clock A.M.

To The Public Fee $ .60

Pearl E. Shetterly, Recorder

AFFIDAVIT OF ADVERSE POSSESSION

State of Iowa, County of Madison )ss.

H. C. Fosher, being first duly sworn, deposes and says that he has been a resident of Madison County, State of Iowa since before January 1, 1920 and is familiar with the lands described as

NW¼ (except the right of way across the same deeded to the Chicago, St.Paul and Kansas City Railway Company); and a tract of land described as follows: Commencing at a point 11.25 chains North and 2.40 chains East of the SW corner of SW¼, running thence North, 22° West, 1.75 chains to the South line of the right of way of said railway, thence North, 42°15' East, along said right of way to the intersection of the East line of the W½ SW¼ of said section, thence South along the East line of said 80-acre tract to Clanton Creek, thence following the meanderings of said Clanton Creek as follows: North, 40°30' West, 4.35 chains, thence South, 81°50' West, 2.25 chains, thence South, 41°50' West, .48 chain, thence South, 7°30' West, 4.25 chains, thence West 4.07 chains, thence North 31°50' West, 2.25 chains, thence North, 61°10' West, 4.17 chains, thence South, 59°10' West, 3.20 chains to place of beginning; and NE¼ SW¼ (except that part thereof lying North and West of the East line of the right of way of said railway; and except 1½ acres in the SE corner thereof lying South and East of Clanton Creek); and all that part of the SE¼ SW¼ lying North of Clanton Creek, of Section 1, in Township 74 North, of Range 27 West of the 5th P.M., and the South 5 acres of the SW¼ SW¼ of Section 36, in Township 75 North, of Range 27 West of the 5th P.M.

and has been acquainted with the ownership and occupants thereof; and that he knows of his own knowledge that Verl W. Dillinger is now in possession of all of said lands by conveyance;

and that the said person now in possession thereof, together with his grantors and predecessors in said possession, immediate and remote, have been in continuous, exclusive, open, notorious, hostile, and adverse possession of all said described lands under claim of right and color of title since before January 1, 1920, and that no claim of any kind adverse to the possession and ownership of the said parties aforementioned is now pending or has been asserted or made as to any of the above described property nor against any of the owners or occupants thereof since before January 1, 1920. Further affiant sayeth not.

H. C. Fosher

Subscribed and sworn to before me the undersigned, a Notary Public in and for said County and State, on this 16th day of March, 1944.

(Notarial Seal)

Ernestine K. Handel Notary Public in and for Madison County, Iowa.

CERTIFICATE

State of Iowa, County of Madison )ss.

I, Pearl E. Shetterly, County Recorder in and for said County and State aforesaid, hereby certify that the foregoing affidavit was filed in my office by the owner in possession as named in said affidavit or by his attorney-in-fact, as shown by the records, and recorded and entered on the records thereof on the 17th day of March, 1944.

COMPARED

Pearl E. Shetterly
County Recorder of Madison County, Iowa.